

IN THE UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF ARKANSAS
FORT SMITH DIVISION

IN RE: JERRY C LISTER
DEBTOR

CASE NO: 2:05-bk-79982 B
CHAPTER 13

**CHAPTER 13 ORDER OF DISMISSAL
FOR FAILURE TO MAKE PLAN PAYMENTS**

Before the court is the Motion to Dismiss filed by the Trustee on September 22, 2010, as a result of the debtor's failure to make plan payments in accordance with the plan. The motion was set for hearing on October 20, 2010. The debtor did not appear and the debtor's attorney did appear.

For cause shown, the court finds that the debtor has failed to make payments pursuant to the plan. Therefore, the case should be, and hereby is, dismissed.

IT IS SO ORDERED.

Date: October 20, 2010

/s/ Ben T. Barry

Ben T. Barry
United States Bankruptcy Judge

cc: Joyce Bradley Babin, Trustee

Herschel W Cleveland
P O Box 588
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Jerry C Lister
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